

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 9, "SUBDIVISIONS", SECTION 1A "FUNCTION OF THE PLANNING AND ZONING COMMISSION", OF THE CODE OF ORDINANCES OF THE CITY OF COLLEGE STATION, TEXAS, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; AND AN PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That Chapter 9, "Subdivisions ", Section 1A "Function of the Planning and Zoning Commission", of the Code of Ordinances of the City of College Station, Texas, be amended as set out in Exhibit "A", attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provisions of any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way effect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm, or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not less than Twenty-five Dollars (\$25.00) nor more than Two Thousand Dollars (\$2000.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense. Said Ordinance, being a penal ordinance, becomes effective ten (10) days after its date of passage by the City Council, as provided by Section 35 of the Charter of the City of College Station.

PASSED, ADOPTED and APPROVED this _____ day of _____, 2001.

APPROVED:

LYNN McILHANEY, Mayor

ATTEST:

Connie Hooks, City Secretary

APPROVED:

City Attorney

EXHIBIT "A"

That Chapter 9, "Subdivisions ", Section 1A "Function of the Planning and Zoning Commission", of the Code of Ordinances of the City of College Station, Texas, is hereby amended by adding a second paragraph as set out hereafter to read as follows:

Section 1A:

If the subject property has been rezoned to PDD Planned Development District, the City Council may approve general modifications to the subdivision standards. The general modifications shall be indicated in the ordinance that rezones the property. The City Planning Staff shall determine the specific standards that comply with the general modifications of the subdivision standards at the time a site plan is approved. The applicant or the City Planning Staff may have the Planning and Zoning Commission determine the specific standards that comply with the general modifications approved by the City Council.